

Docket No. 40921-250098 (1301-008)
PATENT

In Re: Throop, Dean
Serial No. 09/752,199
Filed December 29, 2000
Examiner Joshua D. Schneider
Art Unit 2182
Title METHOD AND SYSTEM FOR ENCODING SCSI REQUESTS FOR
TRANSMISSION USING TCP/IP

DECLARATION OF DEAN THROOP UNDER 37 C.F.R. 1.131

I, Dean Throop, the inventor in the above-identified application being duly warned,
hereby declare as follows:

I conceived the invention described and claimed in the above-identified application at
least as early as August 1, 1999, and that work on reducing the invention to practice commenced
on or about October or November of 1999.

The invention was reduced to practice through development and operated successfully at
least as early as January of the year 2000.

Evidence of the dates set forth previously and with respect to conception and reduction to
practice may be found in the appended completed invention disclosure form used by the assignee
of this application. This invention disclosure form was completed by me in the ordinary course
of record keeping which is part of my responsibilities as an employee of the assignee of this
application.

Further evidence of conception and reduction to practice may be found in the appended
paper entitled "Flare Network Interface to Navisphere" circulated internally as a confidential
document by the assignee of the invention and above-identified dated October 6, 1999, and
describing the invention disclosed in the above-identified application.

The above set forth dates of conception and reduction to practice of the invention are well before the November 10, 2000 filing date (effective date) of U.S. Patent No. 6,697,855 to Sherritt et al., which is being applied to reject the claims in the above-identified application.

I further declare that being warned that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001), and may jeopardize the validity of the application or any patent issuing thereon, that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Respectfully Submitted,


Dean Throop

Dated: January 12, 2005

Enclosure

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